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ATTORNEY DOCKET NO. 21011.0041U2  
PATENT



BTP

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of )  
Sheplak *et al.* ) Group Art Unit: 2811  
Serial No. 09/997,113 ) Examiner: Unassigned  
Filed: November 28, 2001 )  
For: "MEMS BASED ACOUSTIC ARRAY" )

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

BOX MISSING PARTS  
Commissioner for Patents  
Washington, D.C. 20231

NEEDLE & ROSENBERG, P.C.  
Suite 1200, The Candler Building  
127 Peachtree Street, N.E.  
Atlanta, Georgia 30303-1811

April 22, 2002

Sir:

In response to the February 22, 2002 Notice to File Missing Parts of Application - Filing

Date Granted, enclosed are:

1. an executed Declaration and Power of Attorney form for Mark Sheplak, Toshikazu Nishida and David P. Arnold (3 pages) and an executed separate Declaration for William Humphreys, Jr. (2 pages);
2. Credit Card Payment Form PTO-2038 (1 page) for payment in the amount of \$1,938.00 for a large entity (\$740.00 for basic filing fee, \$1,068.00 for additional claims fee (\$900.00 for 50 total claims and \$168.00 for 2 independent claim over 3), and \$130.00 surcharge); and
3. a copy of the Notice.



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SERIAL NO. 09/997,113

The amount of \$1,938.00 is to be charged to a credit card and such payment is authorized by the signed, enclosed document entitled: Credit Card Payment Form PTO-2038. This amount is believed to be correct; however, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 14-0629.

Respectfully submitted,

NEEDLE & ROSENBERG, P.C.

Tim Tingkang Xia  
Registration No. 45,242

Suite 1200, The Candler Building  
127 Peachtree Street, N.E.  
Atlanta, Georgia 30303-1811  
(404) 688-0770

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: BOX MISSING PARTS, Commissioner for Patents, Washington, D.C. 20231, on the date shown below.

Date



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COMMISSIONER FOR PATENTS  
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WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/997,113	11/28/2001	Mark Sheplak	21011.0041U2

CONFIRMATION NO. 3632  
FORMALITIES LETTER



\*OC000000007520526\*

NEEDLE & ROSENBERG, P.C.  
Suite 1200, The Candler Building  
127 Peachtree Street, N.E.  
Atlanta, GA 30303-1811

Date Mailed: 02/22/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

05/06/2002 BARRAHAI 00000013 09997113

FILED UNDER 37 CFR 1.53(b)

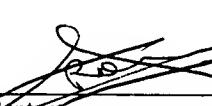
01 FC:101	740.00 0P
02 FC:105	130.00 0P
03 FC:103	900.00 0P
04 FC:102	168.00 0P

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 370 to complete the basic filing fee for a small entity.*
- Total additional claim fee(s) for this application is \$534.
  - \$450 for 50 total claims over 20.
  - \$84 for 2 independent claims over 3 .
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 969.**

*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE